

Petition 12C - Rev. 11/14

UNITED STATES DISTRICT COURT  
for  
Arizona  
Petition for Warrant

FILED RECEIVED	LODGED COPY
MAY - 5 2016	
CLERK U.S. DISTRICT COURT DISTRICT OF ARIZONA	
BY _____	DEPUTY _____

Name of Offender: **Annette M. Lucero** Case No.: **CR-12-01470-001-TUC-DCB**

Name of Judicial Officer: **The Honorable David C. Bury  
Sr. United States District Judge**

**SEALED**

Date of Original Sentence: **4/11/2013**

*18-MJ-1459*

Original Offense: **Count 1: Marijuana - Sell - Distribute - Or Dispense, 21 U.S.C. § 841(a)(1) and (b)(1)(D), a Class D Felony**

Original Sentence: **18 months Bureau of Prisons, 24 months supervised release**

Type of Supervision: **Supervised Release** Date Supervision Commenced: **11/14/2013**  
Date Supervision Expires: **11/13/2015**

Assistant U.S. Attorney: **Matthew G. Eltringham** Defense Attorney: **Henry L. Jacobs**  
**520-620-7464** **520-792-0091**

Petitioning the Court to issue a Warrant.

The probation officer alleges Annette M. Lucero has violated the following condition(s) of supervision:

- | <u>Allegation</u> | <u>Nature of Noncompliance</u>  |
|-------------------|---|
| A                 | <p><b><u>Standard Condition #3</u></b> which states, "You shall report to the probation officer in a manner and frequency directed by the court or probation officer."</p> <p>Lucero failed to report to the probation office April 19, 2016, as instructed by the probation officer. Grade C violation. §7B1.1(a)(3)</p>   |
| B                 | <p><b><u>Standard Condition #9</u></b> which states, "You shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance as defined in section 102 of the Controlled Substances Act (21 U.S.C. § 801) or any paraphernalia related to such substances, without a prescription by a licensed medical practitioner. The use or possession of medicinal marijuana, even with a physician's written certification, is not permitted. Possession of controlled substances will result in mandatory revocation of your term of supervision."</p> |

*cc: U.S.M. AUSA PROB - Copies Distributed*

Page 2

RE: Annette M. Lucero

Petition to Revoke

April 28, 2016

On March 29, 2016, Lucero tested positive for methamphetamine and admitted to the probation officer she used methamphetamine. Grade C violation. §7B1.1(a)(3).

C Special Condition #1 which states, "You shall participate as instructed by the probation officer in a program of substance abuse treatment which may include testing for substance abuse. You shall contribute to the cost of treatment in an amount to be determined by the probation officer."

1. On April 5, and April 12, 2016, Lucero failed to appear for her scheduled substance abuse counseling sessions. Grade C violation §7B1.1(a)(3).

2. On March 19, and April 23, 2016, Lucero failed to appear for drug testing. Grade C violation. §7B1.1(a)(3).

#### U.S. Probation Officer Recommendation and Justification

Annette M. Lucero has violated the trust of the Court. A warrant is recommended as Annette M. Lucero is a flight risk.

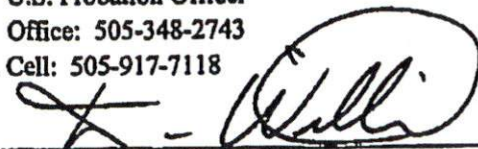
I declare under penalty of law that the foregoing is true and correct to the best of my knowledge:



Erick Newton  
U.S. Probation Officer  
Office: 505-348-2743  
Cell: 505-917-7118

4/29/2016

Date



Donald Wills  
Supervisory U.S. Probation Officer  
Office: 505-348-2745  
Cell: 505-728-1370

4/29/2016

Date

#### The Court Orders

☐ No Action


Page 3

RE: Annette M. Lucero

Petition to Revoke

April 28, 2016

- ☒ The Issuance of a Warrant
- ☐ The Issuance of a Summons
- ☐ Other

  
\_\_\_\_\_  
The Honorable David C. Bury  
Sr. United States District Judge

\_\_\_\_\_  
May 5, 2016  
Date



## UNITED STATES DISTRICT COURT

for the

District of Arizona

United States of America

v.

Annette M Lucero

Defendant

Case No. CR 12-01470-TUC-DCB(EJM)

18-MJ-1259

## ARREST WARRANT

To: Any authorized law enforcement officer

YOU ARE COMMANDED to arrest and bring before a United States magistrate judge without unnecessary delay

(name of person to be arrested) Annette M Lucero

who is accused of an offense or violation based on the following document filed with the court:

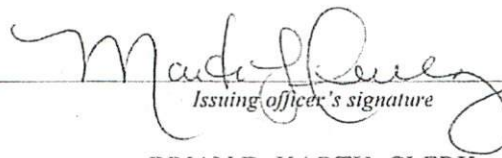
- ☐ Indictment      ☐ Superseding Indictment      ☐ Information      ☐ Superseding Information      ☐ Complaint  
☐ Probation Violation Petition      ☒ Supervised Release Violation Petition      ☐ Violation Notice      ☐ Order of the Court

This offense is briefly described as follows:

18:3583; VIO. SUPERVISED RELEASE

Date: May 5, 2016

City and state: Tucson, Arizona



Issuing officer's signature

BRIAN D. KARTH, CLERK

By Martha Hernandez, Deputy Clerk

## Return

This warrant was received on (date) \_\_\_\_\_, and the person was arrested on (date) \_\_\_\_\_  
 at (city and state) \_\_\_\_\_.

Date: \_\_\_\_\_

Arresting officer's signature

Printed name and title

cc: USM(2), AUSA, PROB - copies distributed